

1 The Honorable Richard A. Jones
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8 UNITED STATES DISTRICT COURT
9 FOR THE WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 BOMBARDIER, INC.,) NO. 2:18-cv-1543 RAJ
12 Plaintiff,) ORDER GRANTING AEROTEC
13 v.) DEFENDANTS' MOTION TO
14 MITSUBISHI AIRCRAFT CORPORATION,) DISMISS
15 et al.,) [PROPOSED]
16 Defendant.) [CLERK'S ACTION REQUIRED]

17 This matter came on regularly before the Court on the AeroTEC Defendants' Motion to
18 Dismiss. The Court has reviewed the pleadings, files and records herein, including the submissions
19 of the parties, and considered the arguments of counsel. The Court finds that the Counts V, VI,
20 IX, X, XI, XII, XVI, XVII, XVIII, XIX, XX and XXI of Verified Complaint, filed by Plaintiff
21 Bombardier, Inc. ("Plaintiff"), on October 19, 2018 (Ct. Dkt. No. 1), fails to state a claim under
Fed. R. Civ. P. 12(b)(6).

22 NOW, THEREFORE, it is hereby ORDERED that AeroTEC Defendants' Motion to
23 Dismiss is hereby GRANTED and the above-referenced causes of action are hereby DISMISSED.

24 Dated this _____ day of _____, 2018.

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26 RICHARD A. JONES
27 United States District Judge

[PROPOSED] ORDER GRANTING AEROTEC
DEFENDANTS' MOTION TO DISMISS - 1

#1217936 v1 / 45898-028

KARR TUTTLE CAMPBELL
701 Fifth Avenue, Suite 3300
Seattle, Washington 98104
Main: (206) 223 1313
Fax: (206) 682 7100

1 Presented by:

2 **KARR TUTTLE CAMPBELL**

3 *Attorneys for Defendants AeroTEC, Basson,
Dornéval and Korwin-Szymanowski*

4 /s/ Richard J. Omata

5 /s/ Mark A. Bailey

6 Richard J. Omata, WSBA #7032

7 Mark A. Bailey, WSBA# 26337

701 Fifth Avenue, Suite 3300

Seattle, WA 98104

Phone: 206-223-1313

Fax: 206-682-7100

Email: romata@karrtuttle.com

mbailey@karrtuttle.com

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[PROPOSED] ORDER GRANTING AEROTEC
DEFENDANTS' MOTION TO DISMISS - 2

#1217936 v1 / 45898-028

KARR TUTTLE CAMPBELL
701 Fifth Avenue, Suite 3300
Seattle, Washington 98104
Main: (206) 223 1313
Fax: (206) 682 7100

CERTIFICATE OF SERVICE

I, Sherelyn Anderson, affirm and state that I am employed by Karr Tuttle Campbell in King County, in the State of Washington. I am over the age of 18 and not a party to the within action. My business address is: 701 Fifth Avenue, Suite 3300, Seattle, WA 98101. On this day, I caused a true and correct copy of the foregoing [Proposed] Order Granting AeroTEC Defendants' Motion to Dismiss, to be served upon all parties in the following manner:

✓ **Via E-Service (Court's Website)**

Brian F. McMahon, WSBA #45739
Erin L. Calkins, WSBA #44127
John D. Denkenberger, WSBA #25907
Christensen O'Connor Johnson & Kindness
1201 Third Avenue, Suite 3600
Seattle, WA 98101-3029
Phone: 206-682-8100
Fax: 206-224-0779
Email: brian.mcmahon@cojk.com
lindsay.calkins@cojk.com
denkeni@cojk.com

Attorneys for Plaintiff

Jerry A. Riedinger, WSBA #25828
Mack H. Shultz, WSBA #27190
James Sanders, WSBA #24565
Mary Z. Gaston, WSBA #27258
Shylah R. Alfonso, WSBA #33138
Perkins Coie LLP
1201 3rd Avenue, Suite 4900
Seattle, WA 98101-3099
Phone: 206-359-8000
Fax: 206-359-9000
Email: jriedinger@perkinscoie.com
mshultz@perkinscoie.com
jsanders@perkinscoie.com
mgaston@perkinscoie.com
salfonso@perkinscoie.com

Attorneys for Mitsubishi Aircraft Corporation America, Inc.

I declare under penalty of perjury under the laws of the United States and the State of Washington that the foregoing is true and correct, to the best of my knowledge.

Dated this 20th day of December, 2018 at Seattle, Washington.

/s/ Sherelyn Anderson
Sherelyn Anderson
Legal Assistant